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2. Date of repair. 30-6-37
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M.R.O. 1-32402-22-11-30

MADRAS RECORD OFFICE.

Government of Madras.

DEPARTMENT.

G.O. No.	<u>Press</u> <u>Mis.</u>
Dated	18 .

Not to be folded or roughly handled

5

Robert William Lockhill
 Acting Surgeon S. District do hereby certify
 that I have carefully examined Mr. George
 Evelyn Lower Judge of the Madras Court
 of Small Causes, that his age is by his own
 statement forty seven years eleven months
 and twenty eight days, and by appearance
 about the same; and that I find him to
 be unfit for further service from premature
 decay and infirmity, the result of long
 residence in India and not in my
 opinion attributable to intemperance
 or other irregular habits. -

Madras,
 15th May, 1871

Robert W. Lockhill
 A. J. Surgeon S. District

Lt Col. George
 15th May 1871

Confirmed
 Captain M. A. M. D. V. M.
 Of Inspector General and Major Genl.



a

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 and not in my opinion attributable
 to intemperance or other irregular
 habits. -

Madras, 15th May 1871. } R. W. Lockhill
 Acting Surgeon S.^d District

H. L. Leary
 15 May 1871

Confirmed
 Forwarded to the
 Asst. Secy. General S. D. D. D.



From

G. E. Bower Esquire
Judge of the Madras
Court of Small Causes

To

W. Huddleston Esquire
Acting Chief Secretary
to Government
Fort Saint George.

Sir,

I shall thank you to lay,
before His Excellency the Right
Honorable the Governor in Council, my
request to be permitted to resign my
office as 2^d Judge of the Madras Court
of Small Causes, under the accompanying
Medical Certificate.

2. In considering my claims to
pension, founded on nearly 20 years
Service, I beg to mention the following
facts.

3. In 1849, while in charge of
the office of Coroner, I succeeded in
co-operation with the present Chief
Magistrate of Madras, in discovering the
existence of gross irregularity and
corruption



corruption in the Department. In
consequence of which discovery, the
Coroner's Interpreter, with an accomplice,
was brought to trial, convicted, and
punished with heavy fine, and imprison-
ment.

4. In December 1850, I
organized the Office of Clerk to the
Small Cause Court, and in proof that
I did so, with every regard to efficiency
and economy, I may mention, that
while the number of cases instituted in
Calcutta and Madras, were for several
years almost equal; The cost of the latter
establishment, was only about half that
of the former, and as the establishment
has, ever since I vacated the office of
Clerk, proved equal to the same amount
of work, I believe, I am justified, without
detracting from the labors of others, in
attributing the favorable results in my
case, to personal exertion, and continued
supervisions.

5. In 1859, I was consulted
by the Madras Law Commission, as to
the general working and construction of
the Small Cause Courts, and the Gentlemen,
who

who sat on that Commission, with one
exception, adopted my views, as will
appear from their Report, to which my
suggestions are appended in extenso
6.

In July 1862, I was referred
to, by the late Honorable Mr. Morehead,
Senior Member of Council, as to the
Rules, Forms, and Procedure required for
the Small Cause Courts, which were about
to be established in the Mofussil, and
by desire of that Gentleman, I communicated
my suggestions at considerable length, to
the Honorable H. H. Phillips then a
Judge of the Sudder Court, who afterwards
conveyed to me the thanks of the Sudder
Court Judges, for the aid thus rendered
the authorities, I beg to enclose Mr.
Morehead's letter to me as evidencing his
estimation of my ability for the task
he imposed upon me.

Enclosure
No. I.

7. In June 1862, I was offered
by Government the Judgeship of the
Small Cause Court of the Zillah of
Nagapattanam, being the first occasion of
such a nomination outside the ranks
of the Government Civil Service. This
offer

offer I was compelled to decline, as the state of my health prevented me from travelling on circuit. The fact of its having been made, proves however that my claims were held in favorable estimation.

8. Respecting my right to count service as Deputy Sheriff, now for the first time doubted, I solicit attention to two letters, one from the Judges of the Late Supreme Court, refusing to allow me to practice as an Attorney. During the time I held the office and consequently, I was deprived of the advantages of my profession, and my emoluments were restricted to my Government pay, as Deputy Sheriff, and I would respectfully submit that it is difficult to conceive upon what principles the right is now questioned.

The second letter fortifies this view.

It is from the Civil Paymaster, the Official Authority in such subjects, and distinctly states, that "Service as Deputy Sheriff does reckon for pension."

I am,

Enclosure
No. II.

Enclosure
No. III.

9. In 1847, I came to this country, at 21, years of age, after several years study of Law, and having then a Profession, which I relinquished for Government Service, and I submit that I thus come precisely within the meaning of Sir Charles Woods' despatch, when promulgating the new pension rules, where he lays down, that cases where a "previous course of study &c" is required "would be separately considered."

I therefore respectfully solicit that I may be placed on the same scale of pension, as my predecessor Mr. Fullerton, who retired after a shorter service than mine, on £600-0-0 per annum, and should this be not deemed attainable, that my case may receive exceptional favorable consideration.

Madras Court of Small
Causes - 15th May 1871 }



I have the honor to be
Sir,
Your Most Obedient Servant
R. S. S. S.

Madras, 3
15th May, 1871. 3

Attest
15 Aug 1871

2
 24 Jan. 1946
 C. G. Suspect General and Med Dep

March 15th 1871.
Dear J. S. May 1871.
Enclosure of 23.

Applying for Admission
for your master's
College of Physicians

Robert
O. No 263.

2266

No. I.

Dear Mr. Cowen.

That the Supreme Court may have a good start. I am very anxious that some practical rules should be prepared for their guidance, and to no one more able to aid in this matter, than yourself, I am well aware could application be made. I have therefore asked Mr. Phillips one of the Sudder Judges to visit your Court on Monday next, to see for himself how business is done, and to talk over with you, the rules that you would advise being issued. Will Monday be a convenient day for you? and will you kindly assist us in this matter.

Yours sincerely
Sd. W. A. Morehead.

24th July.

/ True Copy /

Shannon

N^o II

Court House

12th April 1849.

Sir

We have given the best consideration in our power to the subject of your letter of the 10th Instant, and are sorry to be obliged to come to a conclusion unfavourable to your wishes. Whatever may now be permitted either in England or at Calcutta, we think we ought not, upon any such precedent, to give our sanction to the Deputy Sheriff practising as an Attorney. No one ought in our opinion to be placed in a situation where his interests would be in conflict with his duty, and that would certainly be the case if the Deputy Sheriff had to execute process for or against his own clients.

In this country too the Deputy Sheriff would have an undue advantage over other practitioners, for the natives would most certainly retain his services in the hope to turn to account the information which his official situation places within his reach.

The same objection does not arise in case of a practising barrister filling the office of Sheriff, for a barrister does not come in contact with the clients as the Attorney does.

We have the honor to be

Sir
Your faithful humble servants

Edward S. Gambier.
J. W. Burton.

(true copy)

Edmund J.

H. C. Lewis Esquire

RECORDED
1557

Enclosed
J. I.

Edmund J. Esq.

No. III.

No. 324.

19

From

W. S. Paynor Esquire
Offg. Civil Paymaster.

To,

J. P. Conner Esquire.
Judge
Court of Small Causes.

Sir,

In reply to your letter of the 28th Instant I have the honor to state that your service as Deputy Sheriff, and as Chief Clerk of the Small Cause Court, will reckon towards pension, under the general terms of the Superannuation Pension Rules only, and not under the rule applicable to Law Officers. Your service as Deputy Coroner will not count at all, nor will the period for which you acted as Judge during the absence on leave of the permanent incumbents.

A Law officer to entitle him to retire on pension under the last mentioned rule, must serve as such in permanent grades, for 15 or 22 years respectively.

I have the honor to be

Sir

Your Most Obedient Servant

Sigs/ W. S. Paynor.
Offg Civil Paymaster.

Civil Paymaster's Office
Fort Saint-George
5th November 1862

/True Copy/

Shunee

60
No. II.
Shunee

See also No. 324

REGISTER of an application for Superannuation Pension under Pension Rules
published under date 3rd May 1864, from the Establishment of
the Small Cause Court of Madras.

1	Full name of Pensioner...	George Evelyn Homer		
2	Sect or caste...	European		
3	Residence	Spur Tank Road, Madras		
4	Present post	Judge Small Cause Court, Madras		
5	Date of commencement of service...	19 th October 1847		
6	Date of retirement from service	15 th May 1871		
7*	Abstract of the grounds of application.	1. Good service ... 2. Inability to serve longer ... <i>Medical Certificate</i> 3. Reduction of Establishment		
		Years. Months. Days.		
	1. Resigned the service from	to		
8*	How long unemployed, and under what circumstances.	2.† Reduction of Establishment from to 3. Suspended from to 4. Dismissed for misconduct from to		
9	Total of service before 22 years of age	None		
10	Total of service not in Pension grades			
11	Total of leave other than privilege and preparatory leave	3 - 8 - 17		
	Grand Total...	3 - 8 - 17		
12	Total period in Pension grades counted as service	19 - 10 - 10		
13†	Age of the applicant at the time of this application	47 - 11 - 28 Feet. Inches.		
14	Height			
15	Descriptive marks.—			
		Rs. A. P.		
16	Average salary of past 5 years	60,000 - - -		
17	Proposed amount of Pension...			
18	Date from which to commence	15 th May 1871		
19	Place of payment	England		

* N. B.—The reason of the applicant's retirement and of his being unemployed for the periods given being left, the other grounds of retirement and reasons of break in employment should be erased with red ink.

† It is hereby certified that no gratuity was drawn by the applicant on reduction of Establishment in the year.
It is certified that gratuity having been granted was refunded to the amount of Rs. A. P.
Order sanctioning payment of gratuity was
Amount of gratuity granted was Rs. A. P.
Refund of gratuity was credited to the account for the month of 186 .

‡ I do hereby certify, that to the best of my belief the applicant's age above stated is correct.



Prothonotary
Madras

*See the Register of 1871
23rd May 1871 1872 1873*

Prothonotary
Madras

Statement of total period of Service.

Establishment.	Post.	PAY.			PERIOD.					Accountant General or Controller of Military Accounts Remarks.	
		Rs.	A.	P.	From	To	Yrs.	Ms.	Ds.		
Sheriff Office	Deputy Sheriff	210			19 th October 1847	5 th December 1850	3	1	17	Service as Deputy Sheriff. Cannot count for pension. Vide letter from Under Secy to Govt of India to Chief Secy to Govt of Fort St George dated 18 Oct 1870 & 1273 End 1874	
Madras Small Cause Court	Chief Clerk	650			6 th December 1850	11 th March 1860	9	3	9		Permitted from the records of this office
Sitting Judge	Judge	1000			15 th March 1860	15 th May 1871	11	2	1	The applicant does not appear from the records of this office, to have drawn any acting allowance during the last 5 years	
Total.....							23	6	27	W. Whodunich Agent General	
Years. Months. Days.											
Deduct service before 22 years of age											
Deduct service not in Pension grades											
Deduct leave							3	8	17		
Net period of Service.....							19	10	10		

Explanation of Column 8 with quotations of orders of reinstatement.

Explanation of any degradation.

None

None

Detail of leave on half pay and full stoppage of pay.

Remarks by the head of the Office on past character and conduct of the applicant throughout the service.

From	To	Yrs.	Ms.	Ds.
4 th January 1853	17 th July 1853	.	6	14
24 th May 1860	27 th October 1861	1	5	4
15 th August 1866	12 th November 1867	1	2	29
20 th April 1870	19 th October 1870	"	6	"
Total of leave...		3	8	17

Small Cause Court Office,
The 15th May 1871.

W. Whodunich
Agent General

No. 54
REPORT OF THE Accountant General

Service qualifying for pension is proved for a total period of... .. 16. 8. 23

In the last 5 years of his service the average pay of the applicant's permanent post was 1000 - " - "

Applicant is eligible to a pension of Rs. 400 £ per annum equal to of his average salary during the last 5 years, under Clause Section of the Revised Pension Rules.

under the terms of para 17 Clause 1 of the Financial Regulation of Govt of India dated 1st July 1870, No. 1555, published at page 898, 2 Volume Fort St George Gazette for 1870, without reference to the limit of 1/3rd pay pension, prescribed by the new Rules.

W. Whodunich
Agent General

Fort St George
Accountants Office,
17th May 1871.

To
The Chief Secretary to Government,
Civil Pension Department.

PENSION 18~~3~~7. DEPARTMENT.

From the
Reg. de la Cour de Cassation From the *E. G. de la Cour de Cassation*
 Fort Saint George.

To the Chief Secretary to Government,
Civil Pension Department.

To the Accountant General ~~or Controller~~

Dated 17th May
Received 1867.

Received } Dated 15th May 1871

Enclosures.

Verifies the service

of H. G. Brown has in
his custody

Don't mention the establishment of the Small
Change Bank, don't say so.

Register of an application for Superannuation Pension in behalf of *George Andrew James Irvine*
Jallo Judges.

horne on the establishment of the *Small*
Leaves *Small* *Shadown*.

ORDER OF GOVERNMENT.

2^c 116 Aug 1871 B^e 2-63

[illegible]

5. The Bureau can now pay \$19.10-10, but of this Bureau has 3.1.17, during which time it is possible to pay no other office are rejected by the Bureau and Bureau, under the no. 1 of the 1st of March in the Bureau case of 18th Oct 1910 No. 4273.

18th Sept 90 N. 44/3.
3. The Govt. assume that that ruling applies before to the office of Mr Sleight as now existing, and that the Govt. of Dublin has again addressed the subject. Of that Mr. Conner told me after amplifying his case before me. Mr. Stewarts.

4. It is however unnecessary to consider the propriety
as Mr. Caring's own saving device is sufficiently
to entitle him to the same pension as he would be
assigned for all what service he rendered. ^{4. E. M. P.}
E. is pleased to transmit to Mr. Caring a pension of
one kind of his salary during the last five years of
his service, and on the 20th June 1851. As he comes
within the provisions of the Act of 1793, 70 & 1835
the ~~entitled~~ benefit of the pension is by the Act
taken as to the amount of pension he do not enjoy.